IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.772 OF 2004
IN
EXECUTION APPLICATION NO.48 OF 2004
IN
SUMMARY SUIT NO.2348 OF 2000

Smt.Sumitra V. Chandalia Plaintiff

versus

M/s.P.Abhyakumar & Co. & others Defendants

and

Vaishali Keyur Shah Applicant

ALONG WITH
CHAMBER SUMMONS NO.774 OF 2004
IN
EXECUTION APPLICATION NO.47 OF 2004
IN
SUMMARY SUIT NO.2177 OF 2000

Smt.Sumitra V. Chandalia Plaintiff

versus

M/s.P.Abhyakumar & Co. & others Defendants

and

Vaishali Keyur Shah Applicant

ALONG WITH
CHAMBER SUMMONS NO.775 OF 2004
IN
EXECUTION APPLICATION NO.46 OF 2004
IN

SUMMARY SUIT NO.2176 OF 2000

Ritesh Amritraj Chandalia Plaintiff

versus

M/s.P.Abhyakumar & Co. & others Defendants

and

Vaishali Keyur Shah Applicant

Mr.S.K.Jain for applicants.

Mr.Sanjay Jain with Mr.Shinde i/by Dhruve & Co. for defendants.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 14th March 2006

PC :

1. These Chamber Summonses are by the applicant Vaishali Keyur Shah who states that an immovable property namely flat in Mumbai and more particularly described in Warrant of Attachment and prayer clause (a) of these Chamber Summonses, is not liable to be attached and the attachment levied by this Court should be raised.

2. After these Chamber Summonses were argued for some time, both sides agree that the same may be disposed of by following order.

3. ORDER : a) That the applicant shall within a

period of 15 days from today furnish to the plaintiff-decree holder particulars of residential as well as office premises of the original defendant nos.4 and 5 and defendants 6 and 7 in Chamber Summons No.777/2004 being judgement debtors herein;

b) It is agreed between parties that presently the applicant shall furnish address of defendant no.4 of Paresh Building at Mahalaxmi and the office premises which are belonging to him in addition to the one described in cause title of these Chamber Summonses.

c) It is further agreed between parties that the applicant shall furnish particulars of residential and office premises belonging to the judgement debtors in India and Abroad. Shri Jain undertakes to this Court as and when such particulars are available to the applicant, the same would be forwarded within a period of 15 days by the applicant in writing to the decree holder or her advocates.

d) The attachment levied on the subject flat shall continue for a period of 12 weeks from today to enable the decree holder to initiate

such proceedings as are permissible in law against defendants 4 and 5 and defendants 6 and 7 in Chamber Summons No.777 of 2004. It would be open for the decree holder to attach and sell all properties belonging to defendant nos.4 and 5 including those particulars of which are furnished by the applicant or her advocate as above.

4. Disposal of these Chamber Summonses shall not affect the right of the decree holder to initiate and prosecute such proceedings and all contentions in that behalf are expressly kept open.

5. Chamber Summonses disposed of. No order as to costs.

(S.C.DHARMADHIKARI, J.)